



PATENT

Customer No. 22,852

Attorney Docket No. 08545.7103-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Adrienne Walsh, *et al.*

Application No.: 10/821,337

Filed: April 8, 2004

For: TRANSDUCER HOLDER

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)
) Group Art Unit: 3632
)
) Examiner: Not yet assigned
)
)
) Confirmation No.: 9081
)
)

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I hereby certify that this correspondence is being deposited with the United States Postal Services under 37 C.F.R. § 1.8 on August 23, 2004 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Marlene R. Fitch
Marlene R. Fitch

Sir:

FIRST SUPPLEMENTAL

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed

documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

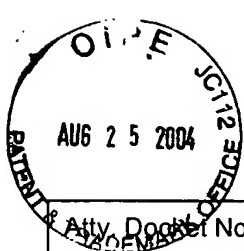
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 23, 2004

By: 

Christopher S. Schultz
Reg. No. 37,929



INFORMATION DISCLOSURE CITATION

Atty. Docket No.	08545.7103-00000	Appln. No.	10/821,337
Applicant	Adrienne WALSH <i>et al.</i>		
Filing Date	April 8, 2004	Group:	3632

U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	6,419,660	16 Jul 2002	Russo	604	180	19 Jan 1999
	6,296,164	02 Oct 2001	Russo	224	602	13 Jul 1999
	6,261,277	17 Jul 2001	Osborn, III <i>et al.</i>	604	385.17	11 Jun 1999
	6,015,119	18 Jan 2000	Starkevich	248	65	20 Nov 1998
	5,941,856	24 Aug 1999	Kovacs <i>et al.</i>	604	179	25 Sep 1997
	5,931,854	03 Aug 1999	Dillon	606	204.45	26 Jan 1998
	5,879,335	09 May 1999	Martinez <i>et al.</i>	604	179	07 Mar 1997
	5,897,519	27 Apr 1999	Shesol <i>et al.</i>	602	79	11 Mar 1997
	5,868,132	09 Feb 1999	Winthrop <i>et al.</i>	128	207.14	16 May 1997
	5,845,643	08 Dec 1998	Vergano <i>et al.</i>	128	877	05 Jun 1996
	5,833,663	10 Nov 1998	Bierman <i>et al.</i>	604	174	27 Jan 1997
	5,797,884	25 Aug 1998	Byrd	604	180	03 May 1996
	5,795,334	18 Aug 1998	Cochrane III	604	174	07 Oct 1996
	5,785,690	28 Jul 1998	Newman <i>et al.</i>	604	180	06 Jun 1995
	5,755,225	26 May 1998	Hutson	128	207.18	30 Sep 1996
	5,752,511	19 May 1998	Simmons <i>et al.</i>	128	207.18	22 Nov 1996
	5,743,885	28 Apr 1998	Hoerby	604	180	
	Des. 393,310	07 Apr 1998	Russo	D24	128	05 Jun 1996
	5,709,665	20 Jan 1998	Vergano <i>et al.</i>	604	174	05 Jun 1996
	5,709,665	20 Jan 1998	Vergano <i>et al.</i>	604	174	05 Jun 1996
	5,685,292	11 Nov 1997	Fenn	128	200.24	05 Jul 1996
	5,682,881	04 Nov 1997	Winthrop <i>et al.</i>	128	207.18	21 Oct 1996
	5,664,581	09 Sep 1997	Ashley	128	876	17 Sep 1996
	5,546,933	20 Aug 1996	Rapoport <i>et al.</i>	128	204.23	07 Jun 1995
	5,546,938	20 Aug 1996	McKenzie	128	207.17	24 Aug 1995
	5,535,739	16 Jul 1996	Rapoport <i>et al.</i>	128	204.23	07 Jun 1995
	5,496,282	05 Mar 1996	Militzer <i>et al.</i>	604	179	12 Dec 1994

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Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	5,485,837	23 Jan 1996	Solesbee <i>et al.</i>	128	207.17	23 Nov 1993
	5,480,719	02 Jan 1996	Tollini	428	345	01 Sep 1994
	5,468,231	21 Nov 1995	Newman <i>et al.</i>	604	180	18 May 1994
	5,451,725	19 Sep 1995	Goldman	181	131	12 Jul 1994
	5,397,639	14 Mar 1995	Tollini	428	343	20 Oct 1993
	5,395,344	07 Mar 1995	Beisang, III <i>et al.</i>	604	180	29 Jan 1993
	Des. 354,812	24 Jan 1995	Jasen <i>et al.</i>	D24	189	14 Apr 1993
	5,362,303	08 Nov 1994	Jasen <i>et al.</i>	602	17	14 Apr 1993
	5,357,952	25 Oct 1994	Schuster <i>et al.</i>	128	207.17	09 Mar 1993
	5,308,339	03 May 1994	Kalt <i>et al.</i>	604	180	05 Oct 1992
	5,305,742	26 Apr 1994	Styers <i>et al.</i>	128	207.17	02 Sep 1992
	5,304,146	19 Apr 1994	Johnson <i>et al.</i>	604	180	23 Oct 1992
	5,284,469	08 Feb. 1994	Jasen <i>et al.</i>	602	17	08 Nov 1991
	5,261,893	16 Nov 1993	Zamierowski	604	180	14 May 1991
	5,200,245	06 Apr 1993	Brodrick, Jr.	428	100	25 Oct 1991
	5,172,688	22 Dec 1992	Dillon	128	207.18	09 Aug 1991
	5,167,050	01 Dec 1992	Korsen	24	16	27 Dec 1991
	5,156,641	20 Oct 1992	White	128	207.18	07 Mar 1990
	5,147,322	15 Sep 1992	Bowen <i>et al.</i>	604	180	26 Nov 1991
	5,100,393	31 Mar 1992	Johnson	604	180	18 Dec 1989
	5,098,399	24 Mar 1992	Tollini	604	180	01 Oct 1990
	5,042,477	27 Aug 1991	Lewis	128	207.17	02 Apr 1990
	5,037,397	6 Aug 1991	Kalt <i>et al.</i>	604	174	13 Jun 1989
	4,997,421	05 Mar 1991	Palsrok <i>et al.</i>	604	174	10 Dec 1986
	4,988,338	29 Jan 1991	Taylor <i>et al.</i>	604	180	04 Nov 1988
	4,986,815	22 Jan 1991	Schneider	604	180	11 Dec 1989
	4,976,700	11 Dec 1990	Tollini	604	180	07 Feb 1990

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Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	Des. 310,721	18 Sep 1990	Beisang, III	D24	49	16 Feb 1988
	4,932,943	12 Jun 1990	Nowak	604	180	23 May 1988
	4,911,698	27 Mar 1990	Wapner	604	329	10 May 1988
	4,838,878	13 Jun 1989	Kalt <i>et al.</i>	604	180	23 Mar 1987
	4,826,486	02 May 1989	Palsrok <i>et al.</i>	604	174	18 Aug 1987
	4,823,789	25 Apr 1989	Beisang, III	128	207.18	16 Feb 1988
	4,821,736	18 Apr 1989	Watson	128	719	22 Mar 1988
	4,822,342	18 Apr 1989	Brawner	604	180	18 Nov 1982
	4,804,374	14 Feb 1989	Laskody	604	180	16 Dec 1987
	4,778,448	18 Oct 1988	Meer	604	54	10 Jul 1986
	4,738,662	19 Apr 1988	Kalt <i>et al.</i>	604	180	27 Dec 1985
	4,737,143	12 Apr 1988	Russell	604	180	12 May 1986
	4,726,716	23 Feb 1988	McGuire	604	180	21 Jul 1986
	4,706,662	17 Nov 1987	Thompson	128	155	11 Dec 1981
	4,706,914	17 Nov 1987	Ground	248	74.3	25 Jul 1986
	4,702,736	27 Oct 1987	Kalt <i>et al.</i>	604	180	03 May 1985
	4,671,787	9 Jun 1987	Widman	604	179	21 Apr 1986
	4,662,366	5 May 1987	Tari	128	134	20 May 1985
	4,655,209	7 Apr 1987	Scott	128	156	05 May 1986
	4,639,980	3 Feb 1987	Peterson	24	306	25 May 1984
	4,592,351	3 Jun 1986	Smith <i>et al.</i>	128	207.17	05 Dec 1983
	4,583,976	22 Apr 1986	Ferguson	604	174	31 May 1984
	4,569,348	11 Feb 1986	Hasslinger	604	179	22 Feb 1980
	4,548,200	22 Oct 1985	Wapner	128	207.17	18 Apr 1983
	4,548,200	22 Oct 1985	Wapner	128	207.17	18 Apr 1983
	4,534,762	13 Aug 1985	Heyer	604	180	27 Dec 1982
	4,484,913	27 Nov 1984	Swauger	604	179	27 Sep 1982

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Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	4,457,754	3 Jul 1984	Buttaravoli	604	180	29 Jan 1982
	4,447,238	8 May 1984	Eldridge, Jr.	604	280	19 Jan 1981
	4,445,894	01 May 1984	Kovacs	604	179	12 Aug 1982
	4,331,144	25 May 1982	Wapner	128	207.17	17 Sep 1980
	4,324,237	13 Apr 1982	Buttaravoli	128	214	26 Feb 1980
	4,308,642	5 Jan 1982	Heyman	24	306	22 May 1980
	4,165,748	28 Aug 1979	Johnson	128	348	07 Nov 1977
	4,142,527	06 Mar 1979	Garcia	128	348	07 Feb 1977
	4,122,857	31 Oct 1978	Haerr	128	348	25 Jan 1977
	4,120,304	17 Oct 1978	Moor	128	348	12 Oct 1976
	4,114,626	19 Sep 1978	Beran	128	348	31 Jan 1977
	4,096,863	27 Jun 1978	Kaplan <i>et al.</i>	128	349	29 Nov 1976
	4,074,397	21 Feb 1978	Rosin	24	73	15 Oct 1976
	4,059,105	22 Nov 1977	Cutruzzula <i>et al.</i>	128	133	22 Nov 1977
	3,977,407	31 Aug 1976	Coleman <i>et al.</i>	128	348	03 Sep 1974
	3,946,742	30 Mar 1976	Eross	128	351	18 Oct 1974
	3,924,636	09 Dec 1975	Addison	128	351	05 Jul 1974
	3,878,849	22 Apr 1975	Muller <i>et al.</i>	128	349	17 Dec 1973
	3,826,254	30 Jul 1974	Mellor	128	133	26 Feb 1973
	3,677,250	18 Jul 1972	Thomas	128	348	11 Feb 1971
	3,430,300	04 Mar 1969	Doan	24	73	20 Apr 1967
	3,288,136	29 Nov 1966	Lund	128	133	07 Jan 1964
	3,146,778	01 Sep 1964	Krawiec	128	349	26 Apr 1962
	3,046,984	31 Jul 1962	Eby	128	214	29 Dec 1958
	3,046,989	31 Jul 1962	Hill	128	348	29 Sep 1960
	2,590,006	18 Mar 1952	Gordon	128	206	27 Jul 1950

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FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	WO 99/55410	04 Nov 1999	PCT			
	0 637 435 A1	08 Feb 1994	EP			
	GB 2,251,796 A	22 Jul 1992	UK			
	GB 2,235,620 A	13 Mar 1991	UK			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Product ID sheets for Tube guard by Mor-Mac
	Product ID sheet for Naso-Gard by Deknatel
	Product ID sheet for NG strip by Genetic Laboratories
	Product ID sheet for Scott Tube holders by Scott Specialties, Inc.
	Product ID sheet for NG Secure, M.C. Johnson Co., Inc.
	Product ID sheets for NG Secure by Venmark Int'l.
	Product ID sheet for N-G Holder by Beiersdorf Inc.
	Product ID sheet for Nasal E.T. Tape Kit by Medical Technologies, Inc.
	Product ID sheet for Infant Nasal CPAP System by Hudson
	Product ID sheets for Naso-Gastric Tube Holder by TECNOL
	Product ID sheets for Naso-Gastric Tube Holder without Tape by Trademark Medical Corp.
	Product ID sheet for A-T Nasogastric Tube Holder by A-T Surgical Mfg. Co., Inc.
	Ansley, product information sheets, Ansley, a division of Struckmeyer, tube holders.
	Cath-Control, product information sheet, Anago, catheter anchor.
	Catheter Fastener, product information sheets, Genetic Laboratories one piece design, urinary catheter fastener.
	Cath-Secure, product information sheets, M.C. Johnson Co., Inc., multi-purpose tube holder.
	Cath-Secure, product information sheets, M.C. Johnson Do., Inc., secures catheter.
	Cath-Secure Dual Tab TM , product information sheets, M.C. Johnson Co., Inc., new multi-purpose medical tube holder.
	Cath-Strip, product information sheets, Genetic Laboratories, reclosable catheter fastener.
	Dale Hug Hospital Utility Grip, product sheet No. 930, Dale Medical Products, Inc., holds tubes and cords securely 1980.
	Flexi-Trak TM , product information sheet, E-Med Corporation, secures tubes in place.
	Immobilé TM , product information sheet, TNT Moborg International Limited, adhesive tab for holding patient lines.
	Immobilé TM , product information sheets, TNT Moborg International Limited, secures patient lines
	Inside Advantage, Cath-Contron TM , product information sheet, Advantage Medical, catheter tube holder.
	Percu-Stay, product information sheet, Genetic Laboratories, catheter and tube fastener for percutaneous drainage.
	TECNOL, product information sheets, Tecnol, Inc. Secure-All TM Tube Holder, for securing any size tube or catheter.

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	Transatlantic, "Transafix" advertisement, Sep. 1998 (1 page).
	Zefon Medical Products, product information sheets, Dale Medical Products tube, catheter and line attachment.
Examiner	Date Considered
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce